

DECLARATION AND POWER OF ATTORNEY  
FOR PATENT APPLICATION

As the below named inventors, we hereby declare that:

Our residences, mailing addresses, and citizenship are as stated below next to our names.

We believe we are original, first and joint inventors of the subject matter which is claimed and for which a patent is sought on the invention titled POLYMERIC MARKER WITH HIGH RADIOPACITY FOR USE IN MEDICAL DEVICES, the specification of which (check one)

is attached hereto

was filed on [Date]

Application Serial No. [Number]

and was amended on (or amended through) /date/ (if applicable).

We hereby state that we have reviewed and understand the contents of the above-identified specification, including the claims, as amended by any amendment(s) specifically referred to above.

We acknowledge the duty to disclose information which is material to patentability as defined in Title 37, Code of Federal Regulations, Sec. 1.56, including for continuation-in-part applications, material information which became available between the filing date of the prior application and the national or PCT international filing date of the continuation-in-part application.

This application in part discloses and claims subject matter disclosed in earlier-filed application Serial No 10/667,710 filed on September 22, 2003.

We hereby claim foreign priority benefits under Title 35, United States Code, Sec. 119 (a)-(d) or 365(b) of any foreign application(s) for patent or inventor's certificate, or 365(a) of any

PCT international application which designated at least one country other than the United States of America, listed below and have also identified below any foreign application for patent or inventor's certificate, or any PCT international application having a filing date before that of the application on which priority is claimed:

Prior Foreign Application(s)

<u>Number</u>	<u>Country</u>	<u>Foreign Filing Date</u> <u>MM/DD/YYYY</u>	Priority Claimed <u>Yes</u> <u>No</u>
NONE			

We hereby claim the benefit under Title 35, United States Code, Sec. 119(e) of any United States provisional application(s) listed below:

<u>Provisional Appln. Serial No(s).</u>	<u>Filing Date</u> <u>MM/DD/YYYY</u>	<u>Status (patented, pending, abandoned)</u>
NONE		

We hereby declare that all statements made herein of our own knowledge are true and that all statements made on information and belief are believed to be true; and further that these statements were made with the knowledge that willful false statements and the like so made are punishable by fine or imprisonment, or both, under Section 1001 of Title 18 of the United States Code and that such willful false statements may jeopardize the validity of the application or any patent issued thereon.

We hereby appoint the following attorneys to prosecute this application and to transact all business in the United States Patent and Trademark Office connected therewith:

EARL A. BRIGHT II, Registration No. 37,045; TIM L. KITCHEN, Registration 41,900; PHILIP S. YIP, Registration 37,265; VICTORIA L. NICHOLSON, Registration 47,823; CHRISTOPHER J. BUCHKO, Registration No. 52,668; RICHARD A. BARDIN, Registration No. 20,365; GILBERT G. KOVELMAN; Registration No. 19,552; JOHN S. NAGY, Registration No. 30,664; THOMAS H. MAJCHER, Registration No. 31,119; THOMAS A. RUNK, Registration No. 30,679; RONALD E. PEREZ, Registration No. 36,891; JOHN V. HANLEY, Registration No. 38,171; JOHN K. FITZGERALD, Registration

No. 38,881; PAUL Y. FENG, Registration No. 35,510; GUNTHER O. HANKE, Registration No. 32,989; VERNON R. YANCY, Registration No. 52,379; SAMUEL L. ALBERSTADT, Registration No. 32,766; DAVID G. PARKHURST, Registration No. 41288; and KAREN L. RUTHIG, Registration No. 54,415.

Direct all telephone calls to Paul Y. Feng at telephone No. (310) 824-5555.

Address all correspondence to:

FULWIDER PATTON LEE & UTECHT, LLP  
Howard Hughes Center  
6060 Center Drive, Tenth Floor  
Los Angeles, California 90045

Full name of first inventor: VINCENT P. BAVARO

Inventor's signature: \_\_\_\_\_

Date: \_\_\_\_\_

Residence: Temecula, California

Citizenship: USA

Mailing Address: 42952 Via Alhama  
Temecula, California 92592

Full name of second inventor: JOHN A. SIMPSON

Inventor's signature: \_\_\_\_\_

Date: \_\_\_\_\_

Residence: Carlsbad, California

Citizenship: USA

Mailing Address: 7647 Primavera Way  
Carlsbad, California 92009

Full name of third inventor: PETER J. D'AQUANNI

Inventor's signature: \_\_\_\_\_

Date: \_\_\_\_\_

Residence: Murrieta, California

Citizenship: USA

Mailing Address: 40597 Symphony Park  
Murrieta, California 92562

Full name of fourth inventor: AARON BALDWIN

Inventor's signature: \_\_\_\_\_

Date: \_\_\_\_\_

Residence: Temecula, California

Citizenship: USA

Mailing Address: 42214 Stonewood Road, Apt. A  
Temecula, California 92591

Full name of fifth inventor: WAYNE E. CORNISH

Inventor's signature: \_\_\_\_\_

Date: \_\_\_\_\_

Residence: Fallbrook, California

Citizenship: USA

Mailing Address: 1650 Scooter Lane  
Fallbrook California 92028